

1 Kenneth P. Ewing (admitted *pro hac vice*)
2 Robert W. Fleishman (admitted *pro hac vice*)
3 Andrew J. Sloniewsky (admitted *pro hac vice*)
STEPTOE & JOHNSON LLP
4 1330 Connecticut Ave., N.W.
Washington D.C., 20036
5 Tel: (202) 429-3000
Fax: (202) 429-3902
6 Email: kewing@steptoe.com
rfleishman@steptoe.com
asloniewsky@steptoe.com

7
8 *Counsel for Defendants LG Chem, Ltd. and*
LG Chem America, Inc.

9 [Additional Counsel on Signature Page]

10
11
12
13
14
15
16 **UNITED STATES DISTRICT COURT**
17 **NORTHERN DISTRICT OF CALIFORNIA**
18 **OAKLAND DIVISION**

19 IN RE: LITHIUM BATTERIES
20 ANTITRUST LITIGATION

CASE NO. 4:13-md-02420-YGR

MDL NO. 2420

21
22 This Document Relates to:
23 ALL ACTIONS

**STIPULATION AND [PROPOSED]
ORDER RE CANCELLATION OF
OCTOBER 4, 2013 STATUS
CONFERENCE**

24 The Honorable Yvonne Gonzalez Rogers

1 WHEREAS, on July 18, 2013 the Court entered an Order (Dkt. #246) (a) requiring the
2 parties to submit letters addressing whether and to what extent Defendants should be permitted
3 to file Motions to Dismiss, and (b) requiring Plaintiffs to file reports regarding the dismissal
4 without prejudice of certain underlying class cases;

5 WHEREAS, in its July 18 Order the Court also scheduled a status conference for
6 October 4, 2013 in this litigation;

7 WHEREAS, after considering the submissions made in response to its July 18 Order, the
8 Court in its subsequent August 15, 2013 and August 26, 2013 Orders (Dkts. ##273, 276)
9 permitted Defendants to file Motions to Dismiss subject to certain limitations, set December 6,
10 2013 as a potential hearing date on the Motions, and related and closed certain underlying cases;

11 WHEREAS, in light of the foregoing August 2013 Orders, the parties have discussed the
12 issue and concluded there no longer is a need for the October 4, 2013 scheduling conference
13 unless the Court believes such is necessary;

14 THEREFORE, counsel for the Plaintiffs and Defendants hereby STIPULATE AND
15 AGREE that the scheduling conference currently set for October 4, 2013 should be cancelled.

16
17 //

18 //

19 **IT IS SO STIPULATED.**

20
21 DATED: September 19, 2013

22 By: /s/ Todd A. Seaver
23 Joseph J. Tabacco, Jr.
24 Todd A. Seaver
25 Sarah Khorasanee McGrath
26 Victor S. Elias
27 **BERMAN DEVALERIO**
28 One California Street, Suite 900
San Francisco, CA 94111
jtabacco@bermandevalerio.com
tseaver@bermandevalerio.com
skmcgrath@bermandevalerio.com
velias@bermandevalerio.com

By: /s/ John C. Dwyer
John C. Dwyer
COOLEY LLP
5 Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
dwyerjc@cooley.com
Telephone: (650) 843-5228
Facsimile: (650) 849-7400

Tel: (415) 433-3200
Fax: (415) 433-6382

Counsel for Sony Electronics Inc., Sony Corporation, and Sony Energy Devices Corporation

By: /s/ Bruce L. Simon
Bruce L. Simon
PEARSON, SIMON & WARSHAW, LLP
44 Montgomery Street, Suite 2450
San Francisco, CA 94104
bsimon@pswlaw.com
Telephone: (415) 433-9000
Facsimile: (415) 433-9008

By: /s/ James L. McGinnis
Gary L. Halling
James L. McGinnis
Michael W. Scarborough
SHEPPARD MULLIN RICHTER & HAMPTON
4 Embarcadero Center, 17th Floor
San Francisco, CA 94111
jmcginnis@sheppardmullin.com
mscarborough@sheppardmullin.com
dballard@sheppardmullin.com
Telephone: (415) 774-3294
Facsimile: (415) 434-3947

By: /s/ R. Alexander Saveri
R. Alexander Saveri
SAVERI & SAVERI INC.
706 Sansome Street
San Francisco, CA 94111
rick@saveri.com
Phone: (415) 217-6810

Counsel for Samsung SDI Co., Ltd. and Samsung SDI America, Inc.

Co-Lead Counsel for Direct Purchaser Plaintiffs

By: /s/ Eric B. Fastiff
Eric B. Fastiff
LIEFF, CABRASER, HEIMANN & BERNSTEIN LLP
275 Battery Street, 29th Floor
San Francisco, CA 94111-3339
efastiff@lchb.com
Telephone: (415) 956-1000
Facsimile: (415) 956-1008

By: /s/ Jeffrey L. Kessler
Jeffrey L. Kessler (pro hac vice)
A. Paul Victor (pro hac vice)
Eva W. Cole (pro hac vice)
Jeffrey J. Amato (pro hac vice)
jamato@winston.com
WINSTON & STRAWN LLP
200 Park Avenue
New York, NY 10166-4193
jkessler@winston.com
pvictor@winston.com
ewcole@winston.com
Telephone: (212) 294-4601
Facsimile: (212) 294-4700

By: /s/ Steve W. Berman
Steve W. Berman
HAGENS BERMAN SOBOL SHAPIRO LLP
1918 Eighth Avenue, Suite 3300
Seattle, WA 98101
steve@hbsslaw.com
Telephone: (206) 623-7292
Facsimile: (206) 623-0594

Ian L. Papendick
Diana L. Hughes
WINSTON & STRAWN LLP
101 California Street
San Francisco, CA 94111
ipapendick@winston.com
dhughes@winston.com
Telephone: (415) 591-6904
Facsimile: (415) 591-1400

1 By: /s/ Steven N. Williams

2 Steven N. Williams

3 **COTCHETT, PITRE & MCCARTHY,**
4 **LLP**

5 840 Malcolm Road, Suite 200

6 Burlingame, CA 94010

7 swilliams@cpmlegal.com

8 Telephone: (650) 697-6000

9 Facsimile: (650) 697-0577

10 *Co-Lead Counsel for Indirect Purchaser*

11 *Plaintiffs*

12 By: /s/ Andrew J. Sloniewsky

13 Kenneth P. Ewing (pro hac vice)

14 Robert W. Fleishman (pro hac vice)

15 Andrew J. Sloniewsky (pro hac vice)

16 **STEPTOE & JOHNSON LLP**

17 1330 Connecticut Ave., NW

18 Washington, D.C. 20036

19 kewing@steptoe.com

20 Telephone: (202) 429-6264

21 Facsimile: (202) 429-3902

22 *Counsel for LG Chem America, Inc. and LG*

23 *Chem, Ltd.*

Roxann E. Henry (*pro hac vice*)

MORRISON & FOERSTER LLP

2000 Pennsylvania Avenue, NW

Suite 6000

Washington, DC 20006

rhenry@mofo.com

Telephone: (202) 887-1500

Facsimile: (202) 887-0763

Counsel for Panasonic Corporation,

Panasonic Corporation of North America,

Sanyo Electric Co., Ltd., and

Sanyo North America Corporation

By: /s/ Craig P. Seebald

Craig P. Seebald (pro hac vice)

VINSON & ELKINS LLP

2200 Pennsylvania Avenue NW

Suite 500 West

Washington, D.C. 20037

cseebald@velaw.com

Telephone: (202) 639-6585

Facsimile: (202) 879-8995

Matthew J. Jacobs (SBN 171149)

Elliott Joh (SBN 264927)

VINSON & ELKINS LLP

525 Market Street, Suite 2750

San Francisco, California 94105

mjacobs@velaw.com

ejoh@velaw.com

Telephone: (415) 979-6990

Facsimile: (415) 651-8786

Counsel for Maxell Corporation of America,

and Hitachi Maxell, Ltd.

By: /s/ Christopher M. Curran

Christopher M. Curran (pro hac vice)

WHITE & CASE, LLP

701 Thirteenth Street, NW

Washington, DC 20005

Telephone: (202) 626-3600

Facsimile: (202) 639-9355

Email: ccurran@whitecase.com

*Attorneys for Toshiba Corporation and
Toshiba America Electronic Components, Inc.*

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

E-Filing Attestation

I, Andrew J. Sloniewsky, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

/s/ Andrew J. Sloniewsky
Andrew J. Sloniewsky

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROPOSED ORDER

Upon consideration of the parties' papers submitted, the Court ORDERS that the October 4, 2013 status conference in this case is hereby cancelled.

IT IS SO ORDERED.

Dated: _____, 2013

YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT JUDGE